

**LEGISLATIVE SERVICES AGENCY
OFFICE OF FISCAL AND MANAGEMENT ANALYSIS**

200 W. Washington, Suite 301
Indianapolis, IN 46204
(317) 233-0696
<http://www.in.gov/legislative>

FISCAL IMPACT STATEMENT

LS 7564

BILL NUMBER: HB 1320

NOTE PREPARED: Jan 10, 2007

BILL AMENDED:

SUBJECT: Landfill permits.

FIRST AUTHOR: Rep. Lutz

FIRST SPONSOR:

BILL STATUS: As Introduced

FUNDS AFFECTED: X GENERAL
DEDICATED
FEDERAL

IMPACT: State

Summary of Legislation: This bill provides that a person that holds a valid permit for the construction or operation of a landfill but that has not commenced construction within two years or operation within four years after the permit date must apply for a new landfill permit and meet the requirements of all applicable environmental laws existing at the time the new permit is sought if the person (1) intends to commence construction or operation; or (2) applies for renewal of a permit. The bill allows the Commissioner of the Department of Environmental Management (IDEM) to revoke or modify a landfill permit if a person fails to act under the permit before the statutory deadline.

Effective Date: January 1, 2007 (retroactive).

Explanation of State Expenditures: The proposal is expected to have minimal impact on IDEM. The cost of modifying or renewing a permit is not significantly different than the cost of applying for a new permit to the regulated community. The staff time is approximately the same for situations where the original facility was not constructed. Only 2-3 situations have occurred in recent years where the facility was not constructed within 5 years, but continued to renew the permit.

Explanation of State Revenues:

Explanation of Local Expenditures:

Explanation of Local Revenues:

State Agencies Affected: IDEM.

Local Agencies Affected:

Information Sources: IDEM.

Fiscal Analyst: Bernadette Bartlett, 317-232-9586.